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*Attorneys for Plaintiffs*

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

JOSHUA SIMON, DAVID BARBER, AND  
 JOSUE BONILLA, individually and on behalf of  
 all others similarly situated, DIANA BLOCK, an  
 individual, and COMMUNITY RESOURCE  
 INITIATIVE, an organization,

Plaintiffs,

v.

CITY AND COUNTY OF SAN FRANCISCO,  
 PAUL MIYAMOTO, in his official capacity as  
 SAN FRANCISCO SHERIFF,

Defendants.

CASE NO.: 4:22-CV-05541-JST  
 (San Francisco County Superior Court,  
 Case No.: CGC-22-601686)

**DECLARATION OF SUJUNG KIM**  
**IN SUPPORT OF PLAINTIFFS'**  
**REPLY IN SUPPORT OF THEIR**  
**MOTION FOR A PRELIMINARY**  
**INJUNCTION**

Date: January 19, 2023  
 Time: 2:00 p.m.  
 Place: Courtroom 6  
 Judge: Hon. Jon S. Tigar

Complaint Filed: September 8, 2022  
 Removal Filed: September 28, 2022

TRIAL DATE: None Set

**DECLARATION OF SUJUNG KIM**

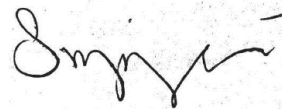
I, Sujung Kim, declare:

1. I am an attorney licensed to practice in the State of California and am employed as a deputy public defender at the San Francisco Public Defender's Office. I have personal knowledge of the facts set forth in this Declaration and, if called upon, could testify to those facts.

2. Attached hereto as Exhibit 1 is a true and correct copy of the Petition for Review, *In re Waer*, No. S269188 (Cal. Super. Ct. June 7, 2021). I am one of the attorneys who represented Mr. Waer, and I prepared and filed this Petition for Review.

3. Attached hereto as Exhibit 2 is a true and correct copy of an excerpt from the Transcript of Proceedings, *People v. Waer*, No. 21001863 (San Francisco Cnty. Super. Ct. Mar. 2, 2021). This is a certified court hearing transcript that was also attached as an exhibit to the Petition for Review described above.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 4<sup>th</sup> day of November, 2022 in San Francisco, California.



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Sujung Kim